



**CITY COUNCIL MEETING MINUTES ~ APPROVED
MARCH 14, 2013 AT 7:00 PM**

City Hall ~ 82877 Spruce St., Westlake, OR

These proceedings of the Dunes City Council were recorded on tape and are on file at Dunes City Hall. Upon approval by the City Council, these minutes will be available online at www.DunesCity.com

1. CALL TO ORDER

Council President Jamie Mills called the meeting of the Dunes City Council to order at 7:01 pm.

2. ROLL CALL

Roll Call was taken by Fred Hilden, City Recorder.

Present: Council President Jamie Mills, Councilor Duke Wells, Councilor Maurice Sanders, Councilor Ed Scarberry and Councilor Dick Anderson.

Absent and Excused: Mayor Rebecca Ruede.

Also Present: City Recorder Fred Hilden, Road Secretary Laurale Lorentzen, Administrative Assistant Renee Green and several citizens.

3. PLEDGE OF ALLEGIANCE

All who were present stood for the Pledge of Allegiance.

4. APPROVAL OF THE AGENDA

Councilor Anderson made a motion to approve the Agenda. Councilor Sanders seconded the motion. The motion passed by unanimous vote.

5. CONSENT AGENDA

Council President Mills stated that the Consent Agenda includes the amended Bills of the Session.

Councilor Sanders made a motion to approve the Consent Agenda including the amended Bills of the Session. Councilor Scarberry seconded the motion. The motion passed by unanimous vote.

6. ANNOUNCEMENTS / CORRESPONDENCE

- A. Presentation to Retiring Councilor Troy Sathe.
Council President Mills presented Troy Sathe with a certificate of appreciation and a plaque for his many years of dedicated service on the Road Commission, and the City Council of Dunes City. A round of applause ensued after the presentation.
- B. There will be a City Council Special Session on Tuesday, March 19th from 3-5 pm to review the City's Comprehensive Plan.
- C. The Siuslaw Valley Firefighters' Association is having their annual Spaghetti Dinner on St. Patrick's Day, Sunday, March 17th from 3:30 – 7:00 pm at the Central Fire Station.
- D. Dunes City Artist of the Month is local photographer Michael Gibbons.
- E. March Birthday Wishes to Councilor Dick Anderson on the 1st.

7. CITIZEN INPUT

Mary Jo Leach – Dunes City Resident

Ms. Leach stated that although she and her husband have voiced this issue previously, the ongoing problem at hand involves the septic of a neighbor next door whose septic is openly running onto her property and tainting their well. She and her husband would like to sell the property and in talking to real estate agents and other people, they suggested asking the City what would be an option to remedy this problem. Their neighbor's 1-bedroom residence houses 7 people with 4 state foster children. She explained that the septic was constructed on the property in question prior to 1970 (before Ordinance 203 was in place), and they have added a well since then. She went on to point out that the septic system has never been pumped during the 15 years they have lived there, and now that she and her husband want to sell, the City has to do something. She explained why she believes the septic is not in compliance, and since the City blocked their efforts and tied their hands while trying to remedy the situation, it is up to the City to do something about this. Discussions were held between she, Council President Mills and City Recorder Hilden and it was determined that the septic system of the citizens currently being discussed does not comply with Ordinance 203. City Recorder Hilden recommended that Ms. Leach sign another written complaint to begin the process of taking action on the investigation. He went on to explain that the property was previously inspected by a licensed DEQ septic inspector (Chuck's Plumbing) and it was found to be in functioning order and in compliance at that time (document is on file at City Hall), but because it was not pumped, technically it is not in compliance with Ordinance 203. Ms. Leach also explained that this is a big problem for them because it puts a financial burden upon them because they cannot salvage their tainted well or sell their property. When questioned by City Recorder Hilden whether Ms. Leach's well is now clean, she stated the well was never clean and is now still showing signs of nitrates, but less than before.

8. GUEST SPEAKER

- A. Lane County Sheriff Tom Turner – Presentation / Q & A

County Sheriff Turner provided some background information to his affiliation with Lane County stating he has been a police officer for Lane County for 32 years. He was ap-

pointed County Sheriff of Lane County in 2011; and in January of 2013, he was elected as County Sheriff. His first paid job was a Resident Deputy in Florence, Oregon and then a police officer in Eugene, Oregon for 24 years. He introduced Captain Byron Trapp, Captain of the Control Division of Lane County and together they discussed in depth the current problems that face Lane County's enforcement division. He went on to point out that Lane County has had financial issues well over 30 years and they have been depending on state and federal funding for many years, but this year the money has run out and in the County Sheriff's office alone, \$10 million in funding has been lost this year. He concentrated his presentation on the tax levy issue and explained why this has come about, and that this levy tax raises \$12 million a year for 5 years. He opened the discussion for any questions the audience may have concerning this issue. Councilor Sanders questioned Sheriff Turner asking, other than this levy tax, is there any other option for funding such as a booking fee, an inmate fee, or a use of services fee with more of a pay-as-you-go method. Councilor Sanders went on to point out that by using the numbers from the Siuslaw News, RLID and other County sources, according to his calculations, the cost of the tax levy for Dunes City equates to 2.6 jail beds per day. As a citizen of Dunes City, he wanted the other citizens to know exactly what they are paying as their share of being a citizen of Lane County. One question asked by Council President Mills was whether the County has looked into the possibility of contracting out services in order to save money? Dunes City resident Ronelle Kuert gave a personal example of why no one is calling the enforcement division for help. Dunes City resident Janellan Edwards suggested using volunteers within the community and wiring alarm systems to a neighbor's house for added protection. Retired Councilor Sathe suggested using video cameras in the home, mentioning On Spot as an alarm system company here in Florence that will monitor your system and be at your residence within 15 minutes. The answers to these questions and the complete dialogue can be viewed on a DVD on file at Dunes City Hall.

At 9:00 pm, Council President Mills announced a recess of 5 minutes. The meeting resumed at 9:07 pm.

9. UNFINISHED / OLD BUSINESS

A. Ordinance No. 220, Nuisances

Amending Chapter 91, repealing and replacing Ordinance Nos. 108 and 176
Second Reading and Public Comment

Councilor Anderson made a motion to read Ordinance No. 220 by title only. Councilor Scarberry seconded the motion. The motion passed by unanimous vote.

There being no discussion from the public or City Council, City Recorder Hilden read the second reading of Ordinance No. 220 by title only. He commented that at the last meeting in February, the redline version of the Ordinance was presented and this time additions and deletions have been incorporated into the document.

Councilor Sanders made a motion to adopt Ordinance No. 220 as amended. Councilor Anderson seconded the motion. The motion passed by unanimous vote.

Council President Mills commented that we have now adopted Ordinance 220.

- B. Ordinance No. 221, Revenue Committee
Amending Chapter 33, repealing and replacing Ordinance No. 199
Second Reading and Public Comment

Councilor Scarberry made a motion to read Ordinance No. 221 by title only. Councilor Sanders seconded the motion. The motion passed by unanimous vote.

City Recorder Hilden read the following written second reading of Ordinance No. 221 by title only. An Ordinance repealing Ordinance No.199 entitled “An Ordinance for the purpose of forming a Revenue Committee to a[c]quire funds for Dunes City.”

Councilor Sanders made a motion to adopt Ordinance No. 221. Councilor Scarberry seconded the motion. The motion passed by unanimous vote.

Council President Mills commented that we have adopted Ordinance No. 221 by unanimous vote.

- C. Septic Maintenance Ordinance No. 203. (J. Mills/F. Hilden)

Council President Mills stated that we have still not heard from the County in regards to AdvanTex or alternative systems, but approximately 119 is now the number of septic systems that do not comply with Ordinance 203. She went on to point out that only 30 residences near the lake (first phase in the zero zone) have not complied at this point. City Recorder Hilden explained that the number 30 out of 286 lakefront properties include Woahink Lake, Siltcoos Lake, and those properties that abut Woahink Creek, Little Woahink Lake, or Siltcoos Outlet (that includes every waterway that is protected in Dunes City). More discussions covered the fact that recent materials the City has published, such as the Newsletter, have brought a substantial increase in the amount of inquiries and follow-through to City Hall. He went on to point out that the call volume has augmented from approximately 1 call every 2 weeks to 5 to 7 calls a day. Councilor Sanders inquired as to the total number of systems in and out of compliance and that number was determined to be 119 out of compliance compared to approximately 786 - 790 total. City Recorder Hilden reported that by contrast, 119 is half of what it was 1 year and 6 months ago, and as we approach the deadline, the number is decreasing significantly.

- D. Backup Generator for City Hall/Community Center (D. Wells)

Councilor Wells stated that he needs a little more time to submit a full proposal for the backup generator.

E. Oregon Dunes Triathlon & Duathlon (F. Hilden)

City Recorder Hilden reported that as recommended by the Smith Rock Group, the City Council agreed at the March 19th Special Session meeting to change the inaugural occasion to a one-day (Saturday, May 11th) event instead of a Mother's Day two-day event. He also mentioned that registration for the event is now available online at www.oregondunestriathlon.com and is linked to active.com. Minor details are being handled by City Recorder Hilden as he has been in contact with Honeyman State Park, the Oregon State Marine Board and Lane County. Councilor Wells asked how many volunteers are needed for the event and City Recorder Hilden stated that 68 volunteers have been requested under certain categories. He also explained that Administrative Assistant Renee Green has graciously agreed to be the Volunteer Coordinator for the event and she has already created forms and will be keeping track of the volunteers including their contact information. The timeframe for volunteers will be from 6:00 am to 1:00 pm and as to date, only a few have signed up. Ideas proposed to locate additional volunteers included a mass email, knock on doors, the fire department, radio station, Siuslaw News, and modify the press release to announce the single-day event change to May 11th only.

10. New Business

A. City Recorder Compensation

Council President Mills provided some background stating that the Budget Committee budgeted sufficient funds for a 5% increase for the City Recorder's salary and that Mayor Ruede and she conducted the employee evaluation with City Recorder Hilden. A recommendation was made that he be granted a one-step merit increase, and rather than pay retroactive for the last 8 months (for the 5% budgeted), that a one-time payment bonus be given and from that point forward the 5% increase be incorporated in his future checks. City Recorder Hilden noted that even after the pay increase, at the end of year, we would still be under budget 2 to 3 percent.

Councilor Sanders made a motion that this body authorize and direct the City Recorder issue to himself a one-time back-pay check of \$1,200, and beginning this month until a future change occurs, his pay is to increase to \$3,150 a month with appropriate deductions. Councilor Wells seconded the motion. The motion passed by unanimous vote.

City Recorder Hilden stated that this would be his first pay increase since he was hired in May of 2010.

11. REPORTS

Communication & Education Committee Report: Council President Mills stated the Committee has been working on the website and finalizing the Newsletter and in the interest of time, she stated that her report is on file.

Ordinance Review Committee Report: Council President Mills stated that the Committee did not meet and the next meeting is scheduled for March 20th at 10:00 am.

Water Quality Committee Report: Council President Mills stated that the Committee met on February 13th and that the water quality readings are slightly better than they had been since last June. She read her report into the record. Next meeting will be March 20th at 3:00 pm.

Community Center Report: Councilor Wells reported that the Committee accomplished their goals to de-moss the roof at City Hall and replace the flower planter boxes in front of the building. It was observed that the roof is in excellent condition. The Committee's new goal for this month is to power-wash and start brush removal around the City Hall building. City Recorder Hilden gave an update regarding the carpet for City Hall and stated that the estimates have been prepared and submitted to the office and he will have that information available for the next Council Meeting.

Conservation Committee Report: Councilor Anderson stated there were no reports or complaints for the Committee.

Parks & Recreation Commission Report: Councilor Anderson reported that at their meeting, there was no quorum, but they had good discussions. The next meeting is scheduled for the first Monday in April at 4:00 pm.

Road Commission Report & January RC Draft Minutes: Councilor Sanders read his written report into the record.

Emergency Services Report: City Recorder Hilden read his written report into the record and stated that the tsunami map reveal was quite successful. Councilor Sanders made a point pertaining to the report that regarding any disaster, whether it be a tsunami, earthquake, wind-storm or whatever, the people need to be prepared to take care of themselves.

City Recorder/Planning Staff Report: City Recorder Fred Hilden read his written report into the record. Councilor Sanders added to his report that at the Lane Act Meeting yesterday, they announced that Attorney Milo Mecham would be taking Mr. Vanderpool's position.

12. FOR THE GOOD OF THE ORDER

Councilor Wells commented that referring to the public comment section, at that time we had a Site Review Committee in Dunes City, and he was the Chairman of the Committee. He stated that once we received the complaint, we followed all the procedures and protocol for the property in question and he wanted to state that he would stand 100% behind all the findings and reports that were filed on that piece of property

Councilor Scarberry stated that the Newsletter looked great and regarding the issue of the invasive plant Scotch Broom, he has noticed it is starting to bloom now and everyone needs to be reminded to take the necessary action to get rid of it. Councilor Anderson mentioned that the Siuslaw Watershed Council employs 2 people who can help people eradicate the plant.

13. ADJOURNMENT

Councilor Scarberry made a motion for adjournment. The motion was not seconded and no vote was taken. Council President Mills adjourned the meeting at 9:49 pm.

APPROVED BY THE DUNES CITY COUNCIL ON THE 11th DAY OF APRIL 2013.

[Signed copy available at City Hall]

Jamie Mills, Council President

ATTEST:

[Signed copy available at City Hall]

Fred Hilden, City Recorder